

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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LISA VIONI and HEDGE CONNECTION INC.,

Plaintiffs,

- against -

AMERICAN CAPITAL STRATEGIES, LTD.,  
PROVIDENCE INVESTMENT MANAGEMENT,  
LLC, PROVIDENCE INVESTMENT PARTNERS,  
LLC, and RUSSELL JEFFREY,

Defendants.

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Case No. 08 CV 02950 (PAC)  
(ECF Case)

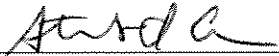
**NOTICE OF MOTION  
TO DISMISS PLAINTIFFS'  
AMENDED COMPLAINT**

PLEASE TAKE NOTICE that, upon the accompanying Declaration of Stewart D. Aaron in Support of Defendants' Motion to Dismiss the Amended Complaint, dated July 28, 2008, and the accompanying Memorandum of Law in Support of Defendants' Motion to Dismiss Plaintiffs' Amended Complaint, Defendants, by their undersigned counsel, will move this Court, before the Honorable Paul A. Crotty, United States District Judge, at the United States Courthouse, 500 Pearl Street, New York, New York 10007, as soon as counsel may be heard, for an order pursuant to Federal Rule of Civil Procedure 12(b)(6), dismissing the action as to all Defendants

for failure to state a claim upon which relief may be granted, and awarding any other further relief as the Court deems just and proper.

Dated: New York, New York  
July 28, 2008

**ARNOLD & PORTER LLP**

By:   
Stewart D. Aaron  
Erik C. Walsh  
399 Park Avenue  
New York, New York 10022  
Telephone: (212) 715-1000  
Facsimile: (212) 715-1399  
stewart.aaron@aporter.com  
erik.walsh@aporter.com

*Attorneys for Defendants*

TO: Michael Q. Carey, Esq.  
CAREY & ASSOCIATES LLC  
521 Fifth Avenue, Suite 3300  
New York, New York 10175-3399